

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re:

Chapter 9

CITY OF DETROIT, MICHIGAN

Case No. 13-53846

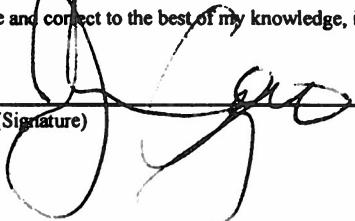
Debtor.

Hon. Steven W. Rhodes

EXHIBIT B

Relevant Portions of Claim No. 2585

B10 (Official Form 10) (04/13) (Modified)

UNITED STATES BANKRUPTCY COURT		EASTERN DISTRICT of MICHIGAN	FILED CHAPTER PROOF OF CLAIM
Name of Debtor: City of Detroit, Michigan		Case Number: 13-53846	FEB 21 2014 US Bankruptcy Court MI Eastern District
NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing.			
Name of Creditor (the person or other entity to whom the debtor owes money or property): Michigan Building and Construction Trades Council, AFL-CIO			
Name and address where notices should be sent: McKnight, McClow, Canzano, Smith & Radtke, P.C. 400 Galleria Officentre, Suite 117 Southfield, MI 48034		<input type="checkbox"/> Check this box if this claim amends a previously filed claim.	
Telephone number: 248-354-9656 email: jcanzano@michworklaw.com		Court Claim Number: _____ (If known)	Filed on:
Name and address where payment should be sent (if different from above):		RECEIVED FEB 24 2014	<input checked="" type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.
Telephone number: _____ email: _____		KURTZMAN CARSON CONSULTANTS	See Exhibit 1
1. Amount of Claim as of Date Case Filed: <u>sunliquidated/presently undetermined</u>			
If all or part of the claim is secured, complete item 4. If all or part of the claim is entitled to priority, complete item 5. <input type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.			
2. Basis for Claim: <u>See Exhibit 1</u> (See instruction #2)			
3. Last four digits of any number by which creditor identifies debtor:		3a. Debtor may have scheduled account as: _____ (See instruction #3a)	
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.			
Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: _____		Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____	
Value of Property: \$ _____		Basis for perfection: _____	
Annual Interest Rate (when case was filed) % <input type="checkbox"/> Fixed or <input type="checkbox"/> Variable		Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____	
5. Amount of Claim Entitled to Priority as an Administrative Expense under 11 U.S.C. §§ 503(b)(9) and 507(a)(2). \$ _____			
5b. Amount of Claim Otherwise Entitled to Priority. Specify Applicable Section of 11 U.S.C. § _____. \$ _____			
6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)			
7. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. (See instruction #7, and the definition of "redacted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. See Exhibit 1 If the documents are not available, please explain: Documents are voluminous and in the Debtor's possession			
8. Signature: (See instruction # 8) Check the appropriate box.			
<input type="checkbox"/> I am the creditor. <input checked="" type="checkbox"/> I am the creditor's authorized agent.		<input type="checkbox"/> I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.)	
		<input type="checkbox"/> I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)	
I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.			
Print Name: John R. Canzano Title: Attorney Company: McKnight, McClow, Canzano Address and telephone number (if different from notice address above): _____		(Signature)  2/20/14 (Date)	
Telephone number: _____ email: _____			

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: John R. Canzane

Title: Attorney

I am the creditor. I am the creditor's authorized agent. I am the trustee, or the debtor, or their authorized agent.
(See Bankruptcy Rule 3004.) I am a guarantor, surety, indorser, or other codebtor.
(See Bankruptcy Rule 3005.)

8. Signature: (See instruction # 8)

Check the appropriate box.

I am the creditor. I am the creditor's authorized agent. I am the trustee, or the debtor, I am a guarantor, surety, indorser, or other codebtor.

I declare under penalty of perjury that the information provided in this
Print Name: John R. Canzano
Title: Attorney
Company: McKnight, McClow, Canzano
Address and telephone number (if different from notice address above)

Telephone number: _____ **email:** _____

(Signature)

(Date)

*P*enalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for
13-53846-tjt Doc 5362-2 Filed 06/17/14 Entered 06/17/14 17:44:38 Page 2 of 4

EXHIBIT 1

MICHIGAN BUILDING AND CONSTRUCTION TRADES COUNCIL, AFL-CIO **PROOF OF CLAIM ATTACHMENT**

This Proof of Claim and Attachment are filed to preserve the rights of Claimants. The filing of this Proof of Claim is not intended to be, and should not be construed as:

- 1) An election of remedies;
- 2) A waiver of any past, present or future defaults by the City or any third Party;
- 3) A waiver of Claimant's claims against any other parties liable to Claimants;
- 4) A waiver of Claimant's rights to amend this Proof of Claim for any purpose;
- 5) A limitation on the number or type of claims filed by Claimants.

The Michigan Building and Construction Trades Council (formerly known as the Detroit Building and Construction Trades Council) AFL-CIO ("Union"), is the exclusive bargaining representative and authorized to file this claim on behalf of individuals who are or were employed by the City of Detroit in the following bargaining units:

- 1) A city-wide unit of non-supervisory building trades workers (excluding workers employed by the Detroit Water and Sewerage Department) as detailed in Exs. 1A and 1B to the 2008-2012 Master Agreement between the City of Detroit and the Detroit Building and Construction Trades Council (attached as Exs. A & B hereto);
- 2) A city-wide unit of supervisory building trades workers (excluding workers employed by the Detroit Water and Sewerage Department) as detailed in Ex. 1 to the 2008-2012 Master Agreement between the City of Detroit and the Building Trades Formen City Wide Unit of the Detroit Building and Construction Trades Council (attached as Ex. C hereto);
- 3) A unit consisting of Plumbing Inspectors and Electrical Inspectors employed as Building and Safety Inspectors, covered by an expired "Tripartite" Collective Bargaining Agreement between the City of Detroit, the Detroit Building and Construction Trades Council and AFSCME.

Basis of Claims:

Any and all claims arising from or related to the City's breach of or non-performance of any collectively bargained obligations arising from any collective bargaining agreements between the City and the Union, and/or the City's breach of or non-performance of any contractual terms imposed on the Union pursuant to the City Employment Terms ("CETs") or any orders or action of the Emergency Manager; or arising from or related to the City's unlawful failure to bargain and unlawful unilateral implementation of employment terms and conditions as alleged in unfair labor practice charges filed against the City in MERC case nos. C12 D-065, C12 F-125, and C13 G-129 and as further detailed in the proof or proofs of claims filed by the Coalition of Detroit Unions, of which the Union is a member and which has represented the Union with respect to those unfair labor practice claims.